

## Message Text

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PAGE 01 USUN N 04020 180212Z

17 11

ACTION L-03

INFO OCT-01 ARA-16 EUR-25 IO-14 ISO-00 AF-10 EA-11 NEA-10

RSC-01 CIAE-00 DODE-00 PM-07 H-03 INR-10 NSAE-00

NSC-10 PA-04 PRS-01 SPC-03 SS-20 USIA-15 ACDA-19

DRC-01 /184 W

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R 180111Z OCT 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 299

INFO AMEMBASSY MEXICO CITY

AMEMBASSY LONDON

C O N F I D E N T I A L USUN 4020

LONDON FOR NELSON

E.O. 11652: GDS

TAGS: UNGA, PINS

SUBJ: UNGA--LEGAL COMMITTEE--PROTECTION OF DIPLOMATS

1. DELOFF HAD EXCELLENT CONVERSATION WITH MEXICAN REP  
SANCHEZ GAVITO RE ASYLUM QUESTION.

2. SANCHEZ GAVITO ACKNOWLEDGED THAT ASYLUM AMENDMENT  
WAS SERIOUS PROBLEM SINCE IF IT DEFEATED MEXICO AND  
OTHER CO-SPONSORS COULD NOT BECOME A PARTY AND IF IT  
ACCEPTED WITH AFRICAN SUPPORT IT LIKELY BE ABUSED IN  
WAY WHICH WOULD CAUSE MEXICO AS MUCH DISTRESS AS IT  
WOULD CAUSE US.

3. WE DISCUSSED TWO POSSIBLE WAYS OUT OF DILEMA. ONE  
BEING FOR CO-SPONSORS TO WITHDRAW AMENDMENT AFTER  
SEVERAL ADVERSE COMMENTS MADE ON IT IN COMITE ON CONDI-  
TION IT AGREED THAT RESERVATION RELATING TO  
DIPLOMATIC ASYLUM WOULD NOT BE OBJECTED TO AS INCOM-  
PATIBLE WITH THE OBJECT AND PURPOSES OF THE TREATY.

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PAGE 02 USUN N 04020 180212Z

THE OTHER BEING TO REDRAFT THE ASYLUM PROPOSAL TO LIMIT

IT TO DIPLOMATIC ASYLUM AND ALREADY EXISTING TREATIES.  
SANCHEZ GAVITO HAS AGREED TO CONSIDER THESE POSSIBILITIES.

4. FIRST POSSIBILITY IS OBVIOUSLY NEATER, DOES LESS  
DAMAGE TO CONVENTION AND SEEMS TO BE ONE SANCHEZ GAVITO  
REGARDS AS EASIER TO SELL TO HIS CO-SPONSORS. PROBLEM  
IS ONCE IDEA OF RESERVATIONS IS LOOSED IN COMITE AFRICANS  
AND ARABS ARE LIKELY TO FIND IT IMPOSSIBLE RESIST PRESSING  
FOR ACCEPTANCE OF RESERVATION THAT IF MOTIVE WAS NATIONAL  
LIBERATION ALL BETS ARE OFF. UK DELOFF WITH WHOM WE  
DISCUSSED MATTER REGARDS THIS AS HIGHLY PROBABLE. SECOND  
POSSIBILITY IS TO PRESS SANCHEZ GAVITO TO LIMIT ASYLUM TO  
DIPLOMATIC ASYLUM PER EXISTING TREATIES AND AGREE TO  
DELIVER LA OPPOSITION TO ANY AFRO-ARAB EFFORT TO BROADEN  
EXCEPTION. WE WOULD IN RETURN OFFER TO DROP OPPOSITION  
TO INCLUDING SUCH A PARA AND UNDERTAKE TO TRY CONVINCE  
WEO'S AND SOVS NOT TO OPPOSE. PROBLEM HERE IS  
DIGNIFYING DOCTRINE SO IT MAY PLAGUE FUTURE CONVENTIONS  
AND FACT THAT WHILE LOOPHOLE IS LIMITED IT IS A LOOPHOLE.  
THIRD POSSIBILITY IS TRY TO DEFEAT ANY PROPOSAL ON ASYLUM  
AND ACCEPT FACT LA'S WHO DO NOT BECOME PARTIES TO THIS  
CONVENTION ARE PARTIES TO OAS CONVENTION. PROBLEM HERE  
IS WE NOT CONFIDENT WE CAN DEFEAT CURRENT PROPOSAL SINCE  
SEVERAL AFRICANS HAVE INDICATED INTEREST IN IT.

5. COMMENT: ON BALANCE THOUGH CHOICE IS DIFFICULT ONE  
WE INCLINED FAVOR SECOND POSSIBILITY. UK DEL OF SAME  
OPINION.  
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## Message Attributes

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